

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

C.A. NO. 04-CV-11417-RCL

CHRISTOPHER C. BITTNER and CAROL
BITTNER,

Plaintiffs

V.

FRANK WILLIAMS, THEODORE A.
SAULNIER, In His Capacity as CHIEF OF
THE TISBURY POLICE DEPARTMENT, and
THE TOWN OF TISBURY,

Defendants

JOINT MOTION TO
MODIFY SCHEDULING
ORDER PURSUANT
TO LOCAL RULE 16.1(G)

Now come the parties and respectfully request that the Court modify the scheduling order pursuant to L.R. 16.1 (G) to allow the parties an additional month to complete discovery and extend deadlines in the litigation to accommodate the additional month. As grounds for this motion, the parties rely on the within Memorandum of Reasons.

MEMORANDUM OF REASONS

The parties have not filed any previous motions seeking modifications of dates in the scheduling order. Counsel for both parties have had heavy litigation schedules. Although the parties have exchanged and responded to written discovery, they require additional time to complete discovery and allow the defendants to prepare motions for summary judgment, should defense counsel determine such motions are appropriate. In order to do so, the parties request that the scheduling order be modified as follows:

Factual Depositions Completed

May 15, 2006

Experts Disclosed

July 15, 2006

Independent Medical Examination	August 15, 2006
Expert Depositions Completed by	October 15, 2006
Motions Pursuant to Fed.R.Civ.P. 56	December 31, 2006
Responses to Fed.R.Civ.P.56	January 1, 2007

No dispositive motion shall be filed before the completion of discovery on October 15, 2006.

WHEREFORE, the parties respectfully request that the Court modify the scheduling order as set forth herein.

PLAINTIFFS,

DEFENDANTS,

By their attorney,

By their attorneys,

/s/Andrew M. Fischer
Andrew M. Fischer (BBO#167040)
Jason & Fischer
47 Winter Street
Boston MA 02108
(617) 423-7904

/s/Katharine Goree Doyle
Joseph L. Tehan, Jr. (BBO# 494020)
Katharine Goree Doyle (BBO# 634131)
Kopelman and Paige, P.C.
31 St. James Avenue
Boston, MA 02116
(617) 556-0007

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